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101st Congress, 2d Session - - - - - - - - - - House Document 101-143

REFERRALS AND REVISED DEFERRALS OF BUDGET AUTHORITY

MESSAGE

FROM

THE PRESIDENT OF THE UNITED STATES

TRANSMITTING

A REPORT OF TWO NEW DEFERRALS AND FOUR REVISED DEFERRALS OF BUDGET AUTHORITY WHICH AFFECT PROGRAMS IN INTERNATIONAL SECURITY ASSISTANCE, AND THE DEPARTMENTS OF AGRICULTURE, STATE, AND TRANSPORTATION, PURSUANT TO 2 U.S.C. 684(a); 2 U.S.C. 685(c)

JANUARY 30, 1990.—Message and accompanying papers referred to the Committee on Appropriations and ordered to be printed

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H180-4

To the Congress of the United States:

In accordance with the Impoundment Control Act of 1974, I herewith report two new deferrals and four revised deferrals of budget authority now totalling $8,251,604,695.

The deferrals affect International Security Assistance programs, as well as programs of the Departments of Agriculture, State, and Transportation.

The details of these deferrals are contained in the attached report.

GEORGE BUSH.

THE WHITE HOUSE, *January 29, 1990.*

CONTENTS OF SPECIAL MESSAGE
(in thousands of dollars)

DEFERRAL NO.	ITEM	BUDGET AUTHORITY*
	Funds Appropriated to the President:	
	International Security Assistance:	
D90-1A	Economic support fund.....	2,069,078
D90-8	Foreign military financing.....	4,156,642
D90-9	International military education and training.....	23,293
	Department of Agriculture:	
	Forest Service:	
D90-3A	Cooperative work.....	777,337
	Department of State:	
	Bureau of Refugee Programs:	
D90-6A	United States emergency refugee and migration assistance fund.....	49,829
	Department of Transportation:	
	Federal Aviation Administration:	
D90-7A	Facilities and equipment, Airport and airway trust fund.....	1,175,425
	Total, deferrals.....	8,251,605

* Detail does not add to total due to rounding.

SUMMARY OF SPECIAL MESSAGES
FOR FY 1990
(in thousands of dollars)

	RESCISSIONS	DEFERRALS*
Second special message:		
New items	---	4,179,935
Revisions to previous special messages	---	2,888,075
Effects of second special message	---	7,068,010
Amounts from previous special messages that are changed by this message (changes noted above)	---	1,183,594
Subtotal, rescissions and deferrals	---	8,251,605
Amounts from previous special messages that are not changed by this message	---	196,806
Total amount proposed to date in all special messages	---	8,448,410

* Detail does not add to total due to rounding.

D90-1A

Supplemental Report

Report Pursuant to Section 1014(c) of Public Law 93-344

This report updates Deferral No. D90-1 transmitted to Congress on October 2, 1989.

This revision increases by $1,798,078,500 the previous deferral of $271,000,000 in the Economic support fund, resulting in a total deferral of $2,069,078,500. The increase results from the routine deferral of funds included in the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 1989. Funds are deferred pending approval of specific grants by the Secretary of State.

Deferral No: D90-1A

DEFERRAL OF BUDGET AUTHORITY
Report Pursuant to Section 1013 of P.L. 93-344

AGENCY: Funds Appropriated to the President

Bureau: International Security Assistance

Appropriation title and symbol:

Economic support fund 1/
119/01037
11X1037
110/11037

OMB identification code:

11-1037-0-1-152

Grant program:
[X] Yes [ ] No

Type of account or fund:

[ ] Annual
[X] Multiple-year* Sept. 30, 1992 (expiration date)
[X] No-Year

New budget authority..... $ 3,191,218,500
(P.L. 101-167)
Other budgetary resources.* 3,259,500,000

Total budgetary resources. 6,450,718,500

Amount to be deferred:
Part of year.....*$ 2,069,078,500

Entire year..... _____

Legal authority (in addition to sec. 1013):
[X] Antideficiency Act
[ ] Other _____

Type of budget authority:
[X] Appropriation
[ ] Contract authority
[ ] Other _____

Coverage:

Appropriation	Account Symbol	OMB Identification Code	Amount Reported Deferred
Economic support fund.....	11X1037	11-1037-0-1-152	$1,000,000
Economic support fund.....	119/01037	11-1037-0-1-152	2/ 270,000,000
Economic support fund.....	110/11037	11-1037-0-1-152	*1,798,078,500
			2,069,078,500

Justification: This action defers funds pending approval of specific loans and grants to eligible countries by the Secretary of State after review by the

1/ These accounts were the subject of a similar deferral in 1989 (D89-1A).

2/ As reflected in the Cumulative Report on Rescissions and Deferrals for January 1990, the amount deferred was reduced to $200,050,000 subsequent to transmittal of the First Special Message for FY 1990.

* Revised from previous report.

Agency for International Development and the Treasury Department. This interagency review process will ensure that each approved program is consistent with the foreign and financial policies of the United States and will not exceed the limits of available funds. This action is taken pursuant to the Antideficiency Act (31 U.S.C. 1512).

Estimated Program Effect: None

Outlay Effect: None

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Deferral No: D90-8

DEFERRAL OF BUDGET AUTHORITY
Report Pursuant to Section 1013 of P.L. 93-344

AGENCY: Funds Appropriated to the President	**New budget authority.....** $ 4,827,642,055 (P.L. 101-167)
Bureau: International Security Assistance	**Other budgetary resources.**
Appropriation title and symbol: Foreign Military Financing (FMF) 1/ 110/1082	**Total budgetary resources.** 4,827,642,055
	Amount to be deferred: Part of year..... $ 4,156,642,055
	Entire year.....
OMB identification code: 11-1082-0-1-152	**Legal authority** (in addition to sec. 1013).
Grant program: [X] Yes [ ] No	[X] Antideficiency Act
	[ ] Other
Type of account or fund:	**Type of budget authority:**
[X] Annual	[X] Appropriation
[ ] Multiple-year (expiration date)	[ ] Contract authority
[ ] No-Year	[ ] Other

Justification: The President is authorized by the Arms Export Control Act to sell or finance by grant, credit, or guarantee articles and defense services to friendly countries to facilitate the common defense and is further authorized by the International Narcotics Control Act of 1989 to provide military and law enforcement assistance to counter illegal narcotics. Under Section 2 of the Act, the Secretary of State, under the direction of the President, is responsible for sales made under the Act, including determining whether there shall be a sale to a country and the amount thereof. Executive Order No. 11958 further requires the Secretary of State to obtain the prior concurrence of the Secretaries of Defense and Treasury, respectively, regarding standards and criteria for credit transactions that are based upon national security and financial policies. These funds have been deferred pending the approval of the Departments of State, Defense and Treasury for the

1/ This account was the subject of a similar deferral in 1989 (D89-11).

specific sales to eligible countries. Consultation among these Departments will ensure that each approved program is consistent with the foreign, national security, and financial policies of the United States and will not exceed the limits of available funds. This action is taken pursuant to the Antideficiency Act (31 U.S.C. 1512).

Estimated Program Effect: None

Outlay Effect: None

Deferral No: D90-9

DEFERRAL OF BUDGET AUTHORITY
Report Pursuant to Section 1013 of P.L. 93-344

AGENCY: Funds Appropriated to the President	**New budget authority.....** $ 46,263,000 (P.L. 101-167)
Bureau: International Security Assistance	**Other budgetary resources.** _____
Appropriation title and symbol:	**Total budgetary resources.** 46,293,000
International Military Education and Training (IMET) 1/	**Amount to be deferred:** **Part of year.....** $ 23,293,000
	Entire year..... _____
OMB identification code: 11-1081-0-1-152	**Legal authority** (in addition to sec. 1013):
Grant program: [X] Yes [ ] No	[X] Antideficiency Act
	[ ] Other _____
Type of account or fund:	**Type of budget authority:**
[X] Annual	[X] Appropriation
[ ] Multiple-year (expiration date)	[ ] Contract authority
[ ] No-Year	[ ] Other _____

Justification: The President is authorized by the Foreign Assistance Act to provide grant military training to friendly countries to facilitate common defense. Under section 541 of the Act, the President is authorized to carry out this training. Executive Order No. 12163 delegates this authority to the Secretary of State and requires him to obtain the prior concurrence of the Secretary of Defense regarding the allocations of specific programs by the Departments of State and Defense. Consultation between these departments will ensure that each approved program is consistent with the foreign, national security, and financial policies of the United States and will not exceed the limits of available funds. This action is taken pursuant to the Antideficiency Act (31 U.S.C. 1512).

Estimated Program Effect: None

Outlay Effect: None

1/ This account was the subject of a similar deferral in 1989 (D89-13).

D90-3A

Supplemental Report

Report Pursuant to Section 1014(c) of Public Law 93-344

This report updates Deferral No. D90-3 transmitted to Congress on October 2, 1989.

This revision to a deferral of the Department of Agriculture, Forest Service, Cooperative work account, increases the amount previously reported deferred from $410,189,092 to $777,337,092. This increase of $367,148,000 is composed of repayments to this account of prior year advances made to other accounts for firefighting costs.

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Deferral No: D90-3A

DEFERRAL OF BUDGET AUTHORITY
Report Pursuant to Section 1013 of P.L. 93-344

AGENCY: Department of Agriculture **Bureau:** Forest Service **Appropriation title and symbol:** Cooperative work 1/ 12X8028	**New budget authority**.....*$ 315,117,000 (16 U.S.C. 576b) **Other budgetary resources**..* 773,319,092 **Total budgetary resources**..* 1,088,436,092 **Amount to be deferred:** **Part of year**.....*$ 777,337,092 **Entire year**.....
OMB identification code: 12-8028-0-7-302 **Grant program:** [ ] Yes [X] No	**Legal authority** (in addition to sec. 1013): [X] Antideficiency Act [ ] Other
Type of account or fund: [ ] Annual [ ] Multiple-year (expiration date) [X] No-Year	**Type of budget authority:** [X] Appropriation [ ] Contract authority [ ] Other

Justification: Funds are received from States, counties, timber sale operators, individuals, associations, and others. These funds are expended by the Forest Service as authorized by law and the terms of the applicable trust agreements. The work consists of protection and improvement of the National Forest System. The work benefits the national forest users, research investigations, reforestation, and administration of private forest lands. Much of the work for which deposits have been made cannot be done, or is not planned to be done, during the same year that the collections are being realized. Examples include areas where timber operators have not completed all of the contract obligations during the year funds are deposited. As a result restoration efforts cannot begin, and the funds cannot be obligated this year. This deferral action is taken under the provisions of the Antideficiency Act (31 U.S.C. 1512).

Estimated Program Effect: None

Outlay Effect: None

1/ This account was the subject of a similar deferral in 1989 (D89-1A).

* Revised from previous report (D90-3).

D90-6A

Supplemental Report

Report Pursuant to Section 1014(c) of Public Law 93-344

This report updates Deferral No. D90-6 transmitted to Congress on October 2, 1989.

This revision to a deferral of the Department of State's Emergency refugee and migration assistance fund increases the amount previously reported deferred from $44,000 to $49,829,000. This increase of $49,785,000 results from the routine deferral of 1990 appropriations pending Presidential designation of the refugees to be assisted.

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Deferral No: D90-6A

DEFERRAL OF BUDGET AUTHORITY
Report Pursuant to Section 1013 of P.L. 93-344

AGENCY: Department of State **Bureau:** Bureau for Refugee Programs **Appropriation title and symbol:** United States emergency refugee and migration assistance fund 1/ 11X0040	**New budget authority.....*** $ 49,785,000 (P.L.101-167) **Other budgetary resources.*** 44,000 **Total budgetary resources.*** 49,829,000 **Amount to be deferred:** **Part of year.....*** $ 49,829,000 **Entire year.....**
OMB identification code: 11-0040-0-1-151 **Grant program:** ☐ Yes ☒ No	**Legal authority** (in addition to sec. 1013): ☒ Antideficiency Act ☐ Other
Type of account or fund: ☐ Annual ☐ Multiple-year (expiration date) ☒ No-Year	**Type of budget authority:** ☒ Appropriation ☐ Contract authority ☐ Other

Justification: Section 501(a) of the Foreign Relations Authorization Act, 1976 (Public Law 94-141) and Section 414(b)(1) of the Refugee Act of 1980 (Public Law 96-212) amended Section 2(c) of the Migration and Refugee Assistance Act of 1962 (22 U.S.C. 2601) by authorizing a fund not to exceed $50,000,000 to enable the President to provide emergency assistance for unexpected urgent refugee and migration needs.

Executive Order No. 11922 of June 16, 1976, allocated all funds appropriated to the President for the Emergency Fund to the Secretary of State but reserved for the President the determination of assistance to be furnished and the designation of refugees to be assisted by the Fund.

1/ This account was the subject of a similar deferral in 1989 (D89-9A).

* Revised from previous report.

These funds have been deferred pending Presidential decisions required by Executive Order No. 11922. Funds will be released as the President determines assistance to be furnished and designates refugees to be assisted by the Fund. This deferral action is taken under the provisions of the Antideficiency Act (31 U.S.C. 1512).

Estimated Program Effect: None

Outlay Effect: None

D90-7A

Supplemental Report

Report Pursuant to Section 1014(c) of Public Law 93-344

This report updates Deferral No. D90-7 transmitted to Congress on October 2, 1989.

This revision increases by $673,063,844 the previous deferral of $502,361,204 in the Department of Transportation's Facilities and equipment, FAA trust fund account, resulting in a total deferral of $1,175,425,048. The increase results from projects and equipment funded in the Department of Transportation and Related Agencies Appropriation Act, 1990, that cannot be contructed or contracted for this year.

Deferral No: D90-7A

DEFERRAL OF BUDGET AUTHORITY
Report Pursuant to Section 1013 of P.L. 93-344

AGENCY:

Department of Transportation

Bureau:
Federal Aviation Administration

Appropriation title and symbol:

Facilities and equipment (Airport and airway trust fund) 1/

69X8107 690/48107 699/38107 697/18107 698/28107 696/08107

OMB identification code:

69-8107-0-7-402

Grant program:
[ ] Yes [X] No

Type of account or fund:

[ ] Annual Sept. 30, 1990 / Sept. 30, 1991
[X] Multiple-year Sept. 30, 1992 (expiration date)
[X] No-Year Sept. 30, 1993 / Sept. 30, 1994

New budget authority..... *$1,741,248,000 (P.L. 101-164)
Other budgetary resources. * 1,425,088,567

Total budgetary resources. * 3,166,336,567

Amount to be deferred:
Part of year..... $_____

Entire year..... * 1,175,425,048

Legal authority (in addition to sec. 1013):
[X] Antideficiency Act
[ ] Other _____

Type of budget authority:
[X] Appropriation
[ ] Contract authority
[ ] Other _____

Justification: Funds from this account are used to continue to procure specific Congressionally-approved facilities and equipment for the expansion and modernization of the National Airspace System. The projects financed from this account include construction of buildings, and the purchase of new equipment for new or improved air traffic control towers, automation of the en route airway control system, and expansion/improvement of navigational and landing aid systems. Funds to continue these activities were justified and provided for in the Department's regular budget submissions and were appropriated by Congress.

1/ This account was the subject of similar deferral in 1989 (D89-10A).

* Revised from previous report.

Because of the lengthy procurement and construction time for these interrelated facilities and complex equipment systems, it is not possible to obligate all the funds necessary to complete each project in the year funds were appropriated. Therefore, it is necessary to apportion funds so that sufficient resources will be available in future periods to complete these projects. This deferral action is consistent with FAA's full funding approach and Congressional intent to provide resources for a project's total cost, and is taken under provisions of the Antideficiency Act (31 U.S.C. 1512).

Estimated Program Effect: None

Outlay Effect: None